

HOUSE RESEARCH

Bill Summary

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Overview

Makes various changes in the laws governing the Office of Enterprise Technology. This agency also is known as MN.IT Services. Also makes changes in laws governing state finance and budget provisions and the role of Minnesota Management and Budget (MMB).

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- 1** **Members; duties (Legislative Advisory Commission).** Strikes requirement that the commissioner of MMB report to the legislature on actions of the Legislative Advisory Commission.
- 2** **Interim procedures; urgencies.** Makes procedures relating to allotment of federal funds to state agencies during legislative interims apply when availability of the federal money could not have been anticipated during the *biennium*, instead of during that *fiscal year*.
- 3** **Approvals for both years of the biennium.** Provides that approval of federal funds by any of the methods specified in section 3.3005 is for the full term of availability of federal funds, up to the end of the biennium during which the approval is made.
- 4** **Payment; tort claims.** Provides that a state agency shall first seek approval to pay a tort claim from the commissioner or director of the agency.
- 5** **Continuation by law; cross-reference change.** Eliminates a cross-reference in connection with the change in the following section of this bill. [This section is part of the Minnesota Sunset Act. Under current law, OET is subject to *review* under that act, but does not *expire* under the schedule in that act. This bill does not change the status of OET under the sunset

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law — it still will be *reviewed*, but does not *expire* under the schedule].

- 6 **State agency name to act instead.** Strikes requirement that designation of a state agency to act for the governor in applying for or accepting federal funds be filed with the Secretary of State.
- 7 **Report.** Strikes requirement that the commissioner of administration's annual report on demographic information related to the state's 2, 10, and 50-year outlook include the budget implications for those time periods.
- 8 **State demographer.** Strikes requirement for state demographer to release a demographic forecast in conjunction with the MMB and the November state economic forecast.
- 9 **Applicability.** Inserts the Office of Enterprise Technology (OET) in the list of agencies covered by current Minnesota Statutes, section 15.06. By inserting OET in this list, the head of the office would be known as a commissioner, and would be subject to the general provisions of chapter 15.06 that apply to commissioners. [By adding OET to the list of agencies in section 15.06, the cross-reference to section 15.06, subdivision 1a, in the prior section of this bill is no longer needed. Section 15.06, subdivision 1a, is repealed in the last section of this bill.]
- 10 **Program established.** Provides that all state agencies not separately authorized to carry forward operating funds may participate in the state agency value initiative (SAVI) program.
- 11 **Retained savings.** Requires that retained savings in the SAVI program must be used only to fund programs that directly support the *performance of* the agency's mission.
- 12 **Review process.** Strikes requirement that each participating agency under the SAVI program have a peer review panel. Strikes requirements that the Legislative Advisory Commission (LAC) post notice of requests to spend money under the SAVI program on a legislative website for at least 30 days. Strikes provisions relating to LAC recommendation process.
- 13 **Retention of data.** Strikes requirement that the state website with data on state expenditures include information beginning with fiscal year 2010 appropriations.
- 14 **State budget system.** Refers to performance measures, rather than appropriation measures, for each budget activity. Refers to agencies that submit budget information in the state budget system, rather than to executive agencies. Requires budget system to classify expenditures by program and activities.
- 15 **Budget format.** Requires agency revenue estimates to have supporting documentation.
- 16 **Performance measures for change items.** In laws dealing with performance measures in budget documents, strikes reference to Minnesota Milestones. Strikes duty of MMB to report to the Subcommittee on Government Accountability.

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- 17 Federal proposals.** Strikes requirement that when applying for federal funds an agency submit a copy of its indirect cost submission to MMB.
- 18 Authority.** In law dealing with pay-for-performance bonds, strikes reference to the biennium ending June 30, 2013.
- 19 Creation; chief information officer.** Refers to the Office of MN.IT Services, rather than to the Office of Enterprise Technology. Provides that the head of the office is a commissioner (and also the state chief information officer).
- 20 Responsibilities.** Strikes duties of OET to review and approve state agency technology plans. Strikes duty to report to the legislature on assistance provided to state agencies. Strikes duty to conduct a comprehensive review at least every three years of information systems investments made by state agencies and higher education institutions.
- 21 Exemption.** Exempts OET technology and telecommunications system from contract term-length limit.
- 22 Additional unclassified positions.** Adds OET to the list of agencies that can designate positions to be in the unclassified state civil service if the positions meet specified statutory criteria.
- 23 Membership; duties.** Strikes the commissioner of MMB from membership on the Criminal and Juvenile Justice Information Policy Group.
- 24 Membership.** Strikes the commissioner of MMB from membership on the Statewide Radio Board.
- 25 Counties.** Strikes obsolete references to 2004 and 2005 payments. Provides for transfer, rather than billing of amounts used for preparation of local impact notes and other local government activities.
- 26 Revisor instruction.** Instructs Revisor to change “Office of Enterprise Technology” to “Office of MN.IT Services.”
- 27 Repealer.** Repeals :
- 3.989, subdivision 2: Compilation of key local impact notes.
 - 15.06, subdivision 1a: (references to “commissioner” in section 15.06 apply to the chief information officer in OET).
 - 16A.06: MMB report on teacher pension aids.
 - 16A.103: MMB report on program for which expenditures are projected to increase more than 15 percent.
 - 16A.106: MMB to report on adequacy of budgeted appropriations and contributions to meet actuarial funding needs of pension plans.

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- 43A.31: Biennial report on SEGIP.
- 127A.095: Report on potential revenue to be lost if state does not implement No Child Left Behind.
- 325G.415: Creditor who distributes credit card application must file annual report with MMB.